

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

FLASHPOINT TECHNOLOGY INC.,

Plaintiff,

v.

AIPTEK, INC., ARGUS CAMERA CO., LLC,
BUSHNELL INC., DXG TECHNOLOGY (U.S.A.)
INC., DXG TECHNOLOGY CORP., GENERAL
ELECTROIC CO., LEICA CAMERA AG, LEICA
CAMERA INC., MINOX GMBH, MINOX USA, INC.,
MUSTEK, INC. USA, MUSTEK, INC., OREGON
SCIENTIFIC, INC., POLAROID CORP., RITZ
INTERACTIVE, INC., RITZ CAMERA CENTERS,
INC., SAKAR INTERNATIONAL, INC., D/B/A
DIGITAL CONCEPTS, TABATA U.S.A, INC., D/B/A
SEA & SEA, TARGET CORP., VISTAQUEST CORP.,
VUPOINT SOLUTIONS, INC., WALGREEN CO.,
AND WALMART STORES, INC.,

Defendants.

C.A. No. 08-139-GMS

**DEFENDANT VUPOINT SOLUTIONS, INC.'S
JOINDER IN ARGUMENTS MADE IN DEFENDANTS LEICA CAMERA AG'S
AND LEICA CAMERA INC.'S REPLY BRIEF IN SUPPORT OF THEIR
MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR A MORE
DEFINITE STATEMENT (D.I. 119)**

Defendant VuPoint Solutions, Inc. ("VuPoint") joins in and incorporates by reference, as if set forth herein in full, the arguments made by defendants Leica Camera AG and Leica Camera, Inc. in their Reply in Support of Their Motion to Dismiss or, in the Alternative, for a More Definite Statement (D.I. 119). Any factual arguments in that brief relating to Leica Camera AG and Leica Camera, Inc. are equally true regarding VuPoint.

For the reasons set forth in Defendants Leica Camera AG and Leica Camera,

Inc.'s Reply Brief in Support of Their Motion to Dismiss or, in the Alternative, for a More Definite Statement (D.I. 119), VuPoint respectfully requests the Court to dismiss the Complaint as to VuPoint under Fed. R. Civ. P. 12(b)(6) or, in the alternative, to require plaintiff Flashpoint Technology Inc. under Fed. R. Civ. P. 12(e) to furnish a more definite statement as to VuPoint.

May 28, 2008

BAYARD, P.A.

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CERTIFICATE OF SERVICE

The undersigned counsel certifies that, on May 28, 2008, he electronically filed the foregoing document with the Clerk of the Court using CM/ECF, which will send automatic notification of the filing to the following:

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